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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 VAFA SHAMSAI-NEJAD,

11 Plaintiff,

12 v.

13 WINFREY, *et al.*,

14 Defendants.
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Case No. 2:12-CV-00424-KJD-RJJ

ORDER

16 Before the Court for consideration is the Report and Recommendation (#10) of Magistrate
17 Judge Robert J. Johnston entered October 24, 2012, recommending that Plaintiff's action be
18 dismissed with prejudice for failing to state a claim under Federal Rule of Civil Procedure 12(b) and
19 failing to abide by the orders of the court. Though the time for doing so has passed, Plaintiff has
20 failed to file any objections to the Report and Recommendation.

21 The Court has conducted a *de novo* review of the record in this case in accordance with 28
22 U.S.C. § 636(b)(1) and LR IB 3-2. The Court determines that the Report and Recommendation
23 (#10) of the United States Magistrate Judge entered October 24, 2012, should be **ADOPTED** and
24 **AFFIRMED**.

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1 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation
2 (#10) entered October 24, 2012, are **ADOPTED** and **AFFIRMED**,

3 IT IS FURTHER ORDERED that Plaintiff's action is **DISMISSED with prejudice**.

4 DATED this 3rd day of December 2012.

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Kent J. Dawson
United States District Judge
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